

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SCOTT PELLATON and ERIN PELLATON,

Plaintiffs,

v.

BANK OF AMERICA, N.A., et al.,

Defendants.

No. C 11-5520 CW


ORDER STAYING CASE
PENDING ALTERNATIVE
DISPUTE RESOLUTION,
CONTINUING CASE
MANAGEMENT
CONFERENCE, AND
DENYING MOTION TO
DISMISS WITHOUT
PREJUDICE

In their joint status report submitted on September 26, 2012, the parties requested a sixty day stay of this action to provide them additional time for loan modification review. The Court therefore stays this action pending loan modification review and continues the case management conference scheduled for October 3, 2012 to December 5, 2012 at 2 p.m. The parties are ordered to file a joint case management conference statement seven days before the conference.

In addition, the Court denies Defendants' motion to dismiss without prejudice. Defendants may re-notice the motion if necessary after the stay is lifted.

IT IS SO ORDERED.

Dated: 9/28/2012


CLAUDIA WILKEN
United States District Judge